

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case Number: 12-20195

Honorable Thomas L. Ludington

JOHN PAWELSKI,

Defendant.

**ORDER ADOPTING REPORT AND RECOMMENDATION, ACCEPTING  
DEFENDANT'S PLEA OF GUILTY AS TO THE INDICTMENT, AND TAKING  
THE RULE 11 PLEA AGREEMENT UNDER ADVISEMENT**

A plea hearing was conducted on August 29, 2012, by United States Magistrate Judge Charles E. Binder pursuant to Defendant's consent. The magistrate judge issued his report that same day, recommending that this Court accept Defendant's plea of guilty as to count 3 of the indictment. As of today's date, no party has filed any objections to the magistrate judge's report and recommendation. The election to not file objections to the magistrate judge's report releases the Court from its duty to independently review the record. *Thomas v. Arn*, 474 U.S. 140, 149 (1985).

Accordingly, it is **ORDERED** that the magistrate judge's report and recommendation, ECF No. 42, is **ADOPTED**.

It is further **ORDERED** that the defendant's plea of guilty as to count 3 of the indictment is **ACCEPTED**, and the Rule 11 Plea Agreement, ECF No. 41, is taken **UNDER ADVISEMENT**.

Dated: September 19, 2012

s/Thomas L. Ludington  
THOMAS L. LUDINGTON  
United States District Judge

**PROOF OF SERVICE**

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on September 19, 2012.

s/Tracy A. Jacobs  
TRACY A. JACOBS